

REMARKS

Applicants have canceled claims 86-88, 95-97 and 104-109, without prejudice. Applicants expressly reserve the right to pursue any cancelled subject matter in subsequent applications that claim benefit from this application. Upon entry of the amendments, claims 83-85 will be pending in this application¹.

Obviousness-Type Double Patenting

The rejection of claim 83 under the judicially created doctrine of obviousness-type double patenting as "unpatentable" over claims 3-5 of United States patent 6,114,598, issued 9/5/00, was withdrawn in view of applicant's terminal disclaimer filed on December 20, 2001.


Rejections Under 35 U.S.C. § 112, First Paragraph

The rejection of claims 86-88, 95-97 and 104-109 under 35 U.S.C. § 112, first paragraph (enablement and written description) was maintained. To expedite prosecution, but without acquiescing in these rejections, applicant has canceled former claims 86-88, 95-97 and 104-109. Applicants expressly reserves the right to prosecute claims directed to the canceled subject matter in one or more further applications that claim priority herefrom.

¹ In the Office Action, the Examiner indicated that claims 83-85 were allowable.

In view of the above, applicants request allowance
of claims 83-85.

Respectfully submitted,



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